



AGENDA

Lake Park Harbor Marina Advisory Board
Town of Lake Park, Florida
BOARD MEETING
July 5, 2007 7:00 PM
Lake Park Town Hall, 535 Park Ave.

- A. Call to Order
- B. Pledge of Allegiance
- C. Roll Call

Jim Lloyd	(Chairman & Secretary)	Ernie Small	(1 st Alternate)
Ronnie Lee Cohen	(Member)	Joseph Wexler	(2 nd Alternate)
Kelleen Allen	(Member)	Robin Maibach	(Member)
William McDow	(Member)		

- D. Approval of Agenda Additions / Deletions

- E. Approval of Minutes for May 3, 2007 meeting.

F. Public Comment At this time in the meeting, any member of the public wishing to address the Board may do so. When recognized for the record, please approach the podium, and state your name and address into the microphone. Although no formal time limit has been declared, the Board requests in the interest of time that comments be held to approximately three minutes.

- G. Old Business
- Just a question of respect

- H. New Business
 - 1. Ordinance amending the duties of the Marina Board
 - 2. Agenda Preparation and Minutes
 - 3. Attendance at Commission Meetings
 - 4. Slip Fees
 - 5. Parking Meters
 - 6. Ongoing Breakwater Project

- I. Member Comments

- J. Adjournment

Next meeting scheduled on demand



Minutes
Town of Lake Park, Florida
Harbor Marina Advisory Board Meeting
May 3, 2007 7:00 p.m.
Town Commission Chambers, 535 Park Avenue

The Lake Park Harbor Marina Advisory Board met for the purpose of a regular meeting on Thursday, May 3, 2007 at 7:00 p.m. Present were Chairperson Jim Lloyd, Vice-Chair Janice Branyan, Board Members Ronnie Lee Cohen, Ernie Small, and Joseph Wexler. Excused absence for Board Member Kelleen Allen, and William McDow.

Vice-Chairperson Janice Branyan led the Pledge of Allegiance.
Chairperson Jim Lloyd performed the Roll Call.

ADDITIONS/DELETIONS/APPROVAL OF AGENDA

None.

Motion: A motion was made by Vice-Chairperson Branyan to approve the agenda; Board Member Cohen made the second.

Vote on Motion:

Board Member	Yes	No	Other
Chairperson Lloyd	X		
Vice-Chair Branyan	X		
Board Member Allen			Absent
Board Member Cohen	X		
Board Member McDow			Absent
Board Member Small	X		
Board Member Wexler	X		

Motion passed 5-0.

Approval of Board Meeting Minutes of April 5, 2007

No changes.

Motion: A motion was made by Vice-Chairperson Branyan to approve the minutes; Board Member Cohen made the second.

Vote on Motion:

Board	Yes	No	Other
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Member			
Chairperson Lloyd	X		
Vice-Chair Branyan	X		
Board Member Allen			Absent
Board Member Cohen	X		
Board Member McDow			Absent
Board Member Small	X		
Board Member Wexler	X		

Motion passed 5-0.

PUBLIC COMMENT:

The following person(s) addressed the Board:

None.

OLD BUSINESS:

Updated on Marina Improvements

Michael Klingensmith, Harbor Marina Manager, explained the latest at the Harbor Marina. A letter was submitted to the Fish and Wildlife requesting an extension on the "No Wake Zone" for another 90 days while the work at the North breakwater is being done. It is believed that the bid is out and construction will begin once the bid is awarded. This will maintain a "No Wake Zone" as we continue to improve the protection for the Marina and its boats.

Jim Lloyd commented on the use of the new picnic tables and benches, which is a good thing.

Janice Branyan also commented that the picnic table to the North of the Marina did not have a bench, so she contacted the Marina to ask about the bench. She was told that there was no bench at that picnic table because it was to allow people in wheelchairs access to the table. Janice Branyan stated that anyone in a wheelchair would have difficulty access a table that is placed on grass. It would make more sense to place a table for wheelchair access on the patio.

Michael Klingensmith, Harbor Marina Manager stated that all the picnic tables would be placed on the grass. The two picnic tables currently on the patio were placed there to observe their use by the public. There will be all new patio furniture ordered because the current furniture could cause potential hazards during windy conditions. There have been mixed reactions to the placement of picnic tables on the patio.

Ronnie Lee Cohen inquired about all the picnic tables being placed on the grass. She wanted to know if any of the tables, after being placed on the grass, would have walkways placed for those in wheelchairs to access the tables. Michael Klingensmith, Harbor Marina Manager stated that he was not aware of any walkways being placed on the grass leading to the tables. Ronnie Lee Cohen stated that maybe one table with a walkway might be needed depending on any issue that may arise. Janice Branyan stated that the south walkway to the pier was recently placed after

some people were unable to reach the pier. Michael Klingensmith, Harbor Marina Manager stated that the picnic tables was something brought up recently to improve access to the public.

Board Member Joseph Wexler suggested having the Harbor Marina Meeting calendar placed in the Dock Building or Ship Store to keep the public informed of upcoming meetings.

NEW BUSINESS:

Definition of Board's Purpose.

Chairperson Jim Lloyd explained that pursuant to the last Harbor Marina Advisory Board Meeting the purpose of the board was discussed. He went on to explain to the board members that during a recent meeting with Town Manager Maria Davis he was reminded that this board was advisory in nature only. Some recent developments had caused the board members to make some comments at the last meeting that were mistaken by people regarding their opinions of themselves and the powers they have. Towards that end of the last meeting the word powers was changed to purpose. Adequate communication with the Commission has not been reached thus far, and several incidents have arisen that will be discussed during member comments. Chairperson Jim Lloyd stated that he had several solutions to the incidents that occurred, again that would be discussed during member comments.

Board Member Joseph Wexler stated that he understood that the board would have a new member at the next meeting, since Janice Branyan was resigning from the board. He stated that he was unclear how the process of a new board member worked. His impression was that the current board members would receive a copy of the person's bio, but was surprised that no one had received a copy of his bio when he was chosen by the Commission. He stated that maybe the person could introduce themselves to the board, at their first meeting, so that everyone could get to know who they are. Chairperson Jim Lloyd explained that it is not up to the board to review the application of a potential member. Ronnie Lee Cohen stated that it would be a courtesy to have a newly elected board member introduce themselves and give a brief bio of themselves so that the other members would get to know who they are.

Chairperson Jim Lloyd stated that two words occurred to him, and he was going to discuss this during member comment, but since they were on the topic now he would go ahead and speak on this issue. The two words that came to mind were courtesy and respect for the board. As a board they do not have the power or responsibility to make the choice of new members. He stated that he knows the new member personally, but there is a certain amount of confusion by the Commission regarding the membership and the sudden choice of the new member several weeks ago, and the fact that the Town Clerk leaving off the roll call sheet Janice and place the new board members name instead only added to the confusion. Chairperson Jim Lloyd stated that the comment he was going to make under member comment was that in a recent meeting the discussion of a Commission Liaison was discussed. There have been several incidents in recent weeks that come to mind, such as the canceled fishing tournament, which was not advertised properly. Board Member Joseph Wexler expressed his disappointment that he was not informed of the cancellation of the fishing tournament and was at the Harbor Marina the morning the tournament was scheduled to take place. Chairperson Jim Lloyd continued by stating that better communication is needed between the board and the Commission. Several months ago a meeting was held where the Liaison's role was discussed and questioned by the members. When the liaison did show up to the meeting he expressed that the same topics were being discussed and there was no information to communicate at the time. He expressed concern that the tournament

was canceled for the one reason, no communication with the Commission, which would be the main role of the Liaison. He expressed concern that the board was not notified ahead of time that a new member was being chosen. Suggested that with an informal or formal letter from the board to request that a new liaison be appointed to the board for future meetings. Board Member Joseph Wexler stated that it would be important to understand what the Commission would like feedback about. Chairperson Jim Lloyd stated that this would be the role of the Liaison. Board Member Joseph Wexler continued by stating that the letter to the Commission should include what their "shopping list" is, what information they would like from the board, including any future plans of the Harbor Marina. This would assist the board to be proactive and work closely with the Commission.

Chairperson Jim Lloyd asked for consensus from the board to write a letter requesting the Commission to assign another liaison to communicate between them and the Commission.

Board Member Ronnie Lee Cohen asked why the board would not assign a member to attend the Commission meetings and report the information back to the board at the following meeting. She stated that she would not like the responsibility of choosing a board member, but would like the person to introduce themselves at the first meeting they attend and give a brief bio of themselves. This would ensure that each board member gets to know the others background.

Board Member Janice Branyan stated that she agreed with Ronnie Lee Cohen in that a member of the board should attend the Commission meetings and let the board know what is being discussed. She also suggested that the board member could then inform the Commission of what the board was working on, again ensuring that communication is open between the two groups.

Board Member Joseph Wexler wanted to know when the Commission meetings were held, where the location of the meeting was, and was it open to the public. Ronnie Lee Cohen provided Mr. Wexler with a calendar, which was in the Commission Chamber. Jim Lloyd stated that the Commission meets every first and third Wednesday of each month in the Chamber at 7:30 p.m.

Chairperson Jim Lloyd explained that the board does not have the power to assign a liaison that would attend the Commission meeting, their role is simply as an advisory. Jim Lloyd reminded everyone that the question before the board was that there have recently been some happenings which are the direct result of the board not knowing what the Commission's mind set is. The position of the liaison was created to eliminate that situation. He would like to ask the Commission to assign someone to their board.

Board Member Ernie Small stated that he would support whatever the board wanted to do.

By unanimous vote the board decided to have the Chairperson write a letter requesting a new liaison to communicate with the board.

MEMBER COMMENT:

Chairperson Jim Lloyd stated that this was Janice Branyan's last meeting and she will be missed.

Vice-Chair Janice Branyan stated that it has been a joy to be a member of the board and had learned a lot and hoped that she had contributed to the board. And for those that are not aware she has a rather large photo album of the construction that took place at the Harbor Marina over

the past few years, which is currently located at the Ship Store. Jim Lloyd stated that the pictures are really beautiful.

Board Member Ernie Small stated that he would miss Janice and thanked her for all her contribution as a board member.

Board Member Joseph Wexler asked if he would now become first alternate member and Ernie Small would become a regular board member. Jim Lloyd stated that it would be the correct order and progression as a board member. Joseph Wexler asked if someone would notify him of when his membership would expire. Ronnie Lee Cohen explained that he would be notified of his term expiring, each membership is for three years.

Board Member Ronnie Lee Cohen stated that she had no comments.

ADJOURNMENT

There being no further business to come before the board and after a motion to adjourn by Board Member Ernie Small and seconded by Board Member Joseph Wexler, and by unanimous vote, the meeting adjourned at 7:23 p.m.

Chairperson

Town Clerk Vivian Mendez

Approved on this 7th day of July, 2007.

ORDINANCE NO. 11-2007

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING CHAPTER 76, ARTICLE II, PROVIDING FOR THE AMENDMENT OF SECTION 76-36 ENTITLED "REPORTING TO COMMISSION; ASSISTANCE OF OFFICIALS AND EMPLOYEES"; PROVIDING FOR THE REPEAL OF SECTIONS 76-37, 76-38, 76-39, 76-40, 76-41 AND 76-42 PERTAINING TO THE HARBOR MARINA ADVISORY BOARD; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Lake Park, Florida is a duly constituted municipality having such power and authority conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes; and

WHEREAS, the Town Commission has adopted general provisions pertaining to waterways, which have been codified in Chapter 76, Article I, of the Code of Ordinances; and

WHEREAS, Town Manager has recommended the amendment of Section 76-36 and that Sections 76-37, 76-38, 76-39, 76-40, 76-41 and 76-42 of Article II of Chapter 76 of the Town Code be repealed; and

WHEREAS, the Town Commission, after due notice and public hearings, deems it to be in the interest of the public health, safety and general welfare to amend Chapter 76, Article II of the Town's Code regarding the Lake Park Harbor Marina Advisory Board;

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA:

Section 1. Article II, entitled Harbor Marina Advisory Board shall be amended as follows:

Sec. 76-36. Reporting to commission; assistance of officials and employees.

The members of the harbor marina advisory board shall report directly to the town commission of any project requested of it and shall work closely with meet as needed other officials and employees of the town for to provide advisory recommendations regarding issues or projects as requested by the Commission or Town Manager regarding the progressive development and efficient operation of the Lake Park Marina. To that end, all officials and employees of the town, including the town manager, ~~town attorney and members of the town commission,~~ shall give provide such operational support and assistance as the town manager may be determine is required by the harbor marina advisory board for the effective performance of its assigned responsibilities.

Sec. 76-40. Advice to commission on specific matters.

The town commission may direct the Town Manager from time to time seek the advice of the harbor marina advisory board on specific matters to which the harbor marina advisory board shall make as prompt of a reply as possible to the request of the town commission, together with the description of the reasons for the recommendations which the harbor marina advisory board shall make.

Section 2. The following sections of Chapter 76, Article II of the Town Code are hereby repealed.

~~Sec. 76-37. Revision of Lake Park Harbor Marina master plan.~~

~~The marina development and control board harbor marina advisory board shall have as a first duty the revision of an existing master plan for Lake Park Harbor Marina devised by the Boat Basin Improvement Committee organized under Ordinance 5-1962, with specific concern for property acquired adjacent to the Lake Park Harbor Marina since the marina master plan=s had been presented presentation. The revised master plan and any future revisions shall be the guideposts for expansion and control and development of the Lake Park Harbor Marina by the town commission.~~

~~Sec. 76-39. Review of rules and regulations for marina operation and control.~~

~~The marina development and control board harbor marina advisory board shall have the duty opportunity to review all rules, regulations and procedures concerning the marina operation and control, and shall submit such recommendations as it may deem proper and necessary to the town commission, and the town manager, for such action as the commission shall see fit.~~

~~Sec. 76-39. Continuous review; annual report to commission.~~

~~The harbor marina advisory board shall maintain a continuous review of marina planning, construction, maintenance and operation, and shall report periodically to the town commission on these matters for such recommendations as they deem proper and necessary for appropriate action by the town commission. Such report shall be at the discretion of the harbor marina advisory board, however, not less than annually on or before July first of each year the harbor marina advisory board shall present its annual report to the town commission and to the town manager, together with whatever budget recommendations it has for the following year.~~

~~Sec. 76-41. Powers generally.~~

~~The harbor marina advisory board shall have such powers as may be proper or necessary for the discharge of its duties.~~

~~Sec. 76-42. Purchases and contracts.~~

~~All purchases or contracts by the harbor marina advisory board involving or binding the town shall be made only through the office of the town manager in accordance with the requirements of the Charter and of this Code.~~

Section 4. Severability. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 5. Repeal of Laws in Conflict. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 6. Codification. The sections of the Ordinance may be made a part of the Town Code of Laws and Ordinances and may be renumbered or relettered to accomplish such, and the word "ordinance" may be changed to "section," "article," or any other appropriate word.

Section 7. Effective Date. This Ordinance shall take effect immediately upon adoption.